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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 09-00747 JF
)	
Plaintiff,)	STIPULATION AND {PROPOSED}
)	ORDER TO CONTINUE STATUS
v.)	CONFERENCE DATE FROM JULY 8,
)	2010 TO JULY 29, 2010
LUIS MIGUEL MARTINEZ-VALENCIA)	
and JAVIER ORTEGA-LEON,)	
)	Date: July 8, 2010
Defendants.)	Time: 9:00 a.m.
)	Court: The Hon. Jeremy Fogel

On June 17, 2010, this Court set a date of July 8, 2010 for a further status conference in the above-captioned matter and excluded time through that date. Although the parties are actively working on a potential disposition, they do not anticipate reaching a resolution by July 8, 2010. Further, government counsel will be unavailable on the scheduled date. In addition, the parties are engaging in further investigation in order to facilitate disposition of this matter. Accordingly, the parties jointly request to continue and reset the status conference for July 29, 2010 at 9:00 a.m. The parties agree that time between July 8, 2010 through July 29, 2010 is properly excluded

USA'S STIP. TO CONTINUE DATE
FOR STATUS CONF.
[CR 07-00747 JF]

pursuant to the Speedy Trial Act, Title 18 United States Code, sections 3161(h)(7)(A) and 3161(h)(7)(B)(iv) for continuity of counsel and in the interests of justice.

SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

DATED: June 24, 2010

\s\
ALLISON MARSTON DANNER
Assistant United States Attorney

DATED: June 24, 2010

\s\
LEO C. CUNNINGHAM
Attorney for JAVIER ORTEGA-LEON

DATED: June 24, 2010

\s\
ALLEN H. SCHWARTZ
Attorney for LUIS MIGUEL MARTINEZ-
VALENCIA

For the foregoing reasons, the Court continues the status conference in this case from July 8, 2010 until July 29, 2010 at 9:00 a.m. For the reasons stated above, the Court further finds that the ends of justice served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial. See U.S.C. §§ 3161(h)(7)(A) and 3161(h)(8)(7)(iv). Accordingly, time shall be excluded from July 8, 2010 through July 29, 2010.

SO ORDERED.

DATED: 6/29/10


JEREMY FOGEL
United States District Court Judge